IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE NINTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 13833 of 2004

Between:

B.H.V. Koteswara Rao S/o Narasimhulu,
R/o Singoor Village, Pulkal Mandal, Medak District

..... PETITIONER

AND

1 The Regional Transport Authority Medak Region, Sangareddy,

District Medak,
2 Asst. Motor Vehicle Inspector, Medak (ENF) Sangareddy
3 The Station House Officer, P.S. Pulkal, Mandal, District Medak

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order, direction in the nature of writ of Mandamus, declaring the action of the 2nd respondent in seizure of petitioner Tractor Vehicle AP.23.T229 and attached Trolly No. AP.23.T.230 and kept in the custody of the 3rd respondent as arbitrary, illegal and violative of Article 14 and 21 of the Constitution of India and consequently direct the respondents to release the petitioner tractor bearing No. AP.T. 229and its Trailor A.P. T. 230 subject to any terms and conditions may be fixed by this Hon'ble Court in the interest of justice.

Counsel for the Petitioner:MR.NAGESWARA RAO TURAGA

Counsel for the Respondent No.: GP FOR TRANSPORT

The Court made the following O R D E R:

(Per the Hon'ble Sri Justice Bilal Nazki).

The vehicle, owned by the petitioner, was stopped and checked. It was found without driving licence and without I.C. R.C and permit were also not produced. No proof of payment of tax was furnished.

The matter be decided by the authorities after enquiring into the same. In the meantime, the vehicle, which has been seized, to be released on payment of tax due as on date.

The writ petition is accordingly disposed of. No order as to costs.

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(BILAL NAZKI, J)

9th August, 2004.

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(S.ANANDA REDDY, J)

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To

1 The Regional Transport Authority Medak Region, Sangareddy,

District Medak,
2 Asst. Motor Vehicle Inspector, Medak (ENF) Sangareddy
3 The Station House Officer, P.S. Pulkal, Mandal, District Medak

4 Two C.Cs to the Government Pleader for Transport,

High Court Buildings, A.P., Hyderabad (OUT)

5 Two C.D copies